(b) will a copy of the Memorandum and Articles of Association be placed on the table;

(c) whether there was any subsequent registration changing the articles;

(d) if so, will a copy of the new rules be placed on the table;

(e) whether annual lists containing the names and addresses of the members of the governing body have been filed;

(f) if so, who are they;

(g) if there was any default, was any action taken?

Rama Varmha Tampuran.—(a) Yes.

(b) Copy is appended. (*Appendix VII-a*).

(c) No.

(d) No answer is necessary.

(e) The lists for the years 1094—1098—1099—1102 and 1103 have been filed.

(f) A list of the Governing body for 1103 is appended. (*Appendix VII-b*).

(g) Action is being taken.

Inefficiency of clerical staff of courts.

607. Mr. P. Kumaran Ezhuthassan.—Will the Government be pleased to state:—

(a) whether there have been complaints from Munsiffs, Magistrates or District Judges regarding the inefficiency of the existing clerical staff;

(b) if the answer to (a) is in the affirmative, will the Government be pleased to place those communications on the Council Table;

(c) if the answer to (a) is in the negative, will the Government be pleased to state what it is that made the Hon'ble Chief Court to make a recommendation for reserving 50 per cent of posts in the clerical staff to graduates to ensure efficiency?

Mr. K. Achyuta Menon.—(a) Yes; from the District Munsiff, Ernakulam and District Judge, Anjikaimal, besides the observations in the inspection notes of District Judges. There have been no complaints from the Magistrates.

(b) Copy of communication from the Munsiff is appended. (*Appendix VIII.*) The District Judge's complaint was only a demi-official letter.

(c) No answer necessary in view of answer to (b).

Mr. P. Kumaran Ezhuthassan.—Appendix VIII. Is it not a mere prayer for additional hands being supplied to the Court because of the excessive work in the court rather than a complaint against the efficiency of the staff?

Mr. K. Achyuta Menon.—The report shows both.

LIBRARY ARCHIVES Kerala Legislative Assembly

Mr. P. Kumaran Ezhuthassan.—In the light of the discussion that we had in the last session, may I know whether the order which gave room for criticism will be cancelled?

Mr. K. Achyuta Menon.—I do not follow.

Mr. P. Kumaran Ezhuthassan.—The question refers to the inefficiency of the clerical staff of the court which led to the proceedings of the Government that 50% of the posts will be reserved for graduates in the name of efficiency. We had a discussion in the Kumbham session on that point and a cut motion was carried. Will the Government be pleased to cancel that order which has been made fixing the percentage of clerkships on graduates?

Mr. K. Achyuta Menon.—I think the matter is under consideration. There are some other petitions also.

Devices to prevent Brakish water from entering paddy fields.

608. **Mr. K. T. Mathew.**—With reference to question No. 108 answered on 1st December 1932, will the Government be pleased to print and place on the table the report of the Chief Engineer suggesting certain devices and state:—

(a) whether the Government are satisfied that these devices will prevent brackish water from entering the paddy fields;

(b) whether it was not the Madras Government that had pointed out "the danger of introducing brakish water to the detriment of paddy lands in the neighbourhood";

(c) whether the devices suggested by the Chief Engineer have been brought to the attention of the Madras Government;

(d) whether the Madras Government have approved that the devices suggested will prevent the danger referred to by them;

(e) whether the devices suggested by the Chief Engineer should not be approved of by the Madras Government before taking up the work for execution; and if so,

(f) what steps have been taken by the Government to get the devices suggested approved by the Madras Government?

Mr. V. K. Aravindaksha Menon.—A copy of the Chief Engineer's report is placed on the table. (*Appendix IX*).

(a) It is expected that the means suggested will prove successful.

(b) Yes.

(c) No.

(d) No answer required in view of answer to (c) above.

(e) Yes.

(f) The Madras Government will be addressed when the State finances improve.

LIBRARY ARCHIVES Kerala Legislative Assembly

4 M. R. Ry. T. S. Viswanatha Ayyar, Assistant Secretary.

Committee Members.

5 ,, V. K. Kochunni Menon, B. A. and B. L., M. L. C.
6 ,, E. Ikkanda Warriar, B. A. and B. L., M. L. C.
7 ,, P. Rama Ayyar, B. A. and B. L.
8 ,, P. Rama Menon, B. A. and B. L.
9 ,, P. N. Vaidyanatha Ayyar, L. M. and S.
10 ,, V. K. Krishna Menon, M. A., B. L. and L. T.

APPENDIX VIII.

(*Vide Answer to Question No. 607.*)

Letter No. 244, dated 27th Kumbham 1107, from the District Munsiff, Ernakulam.

I have the honour to submit that I find it very difficult to manage the ministerial and judicial work of this court with the clerks now under me. I need hardly point out that this court has a very heavy file, and some clerks have in consequence not only to over-work till late at night to cope with the work of this court. But even then they find it difficult to manage without arrears, and it is only by sheer threatening that I manage to keep on without arrears. Inefficiency of some clerks who have been sent to this court on account of transfers frequently effected, and the consequent dislocation of work in the sections have also a great deal to do with the unsatisfactory working of the establishment. All the clerks being very heavily worked, nobody can be granted even casual leave lest the work of the court should suffer. There is also no clerk who can be substituted to work for any clerk on casual leave. I have the honour therefore to submit that either some 2 or 3 clerks may be appointed in addition or that some of the clerks who are below the ordinary incapacity may be replaced by more capable and better qualified hands. I had not had occasion to write similarly with regard to the three other courts in which I had worked, where I had only to meet with laziness. I am very reluctant to write anything against my subordinates who are working themselves to death, but I am obliged to write this much solely out of consideration of self-interest lest I should be found fault with on inspection for want of supervision over the ministerial staff.

2. The copyists are often deputed to act for the clerk taking casual leave and that was the reason for the heavy arrears in the copying section. In view of the Diwan's Proceedings Dis. 8148/07, dated 21st January 1932, I have directed the Head clerk and the Examiner not to depute any copyists to work in any section without my previous sanction. But this practice would not have been resorted to, if there are sufficient number of amins and those already in the establishment are fit to work in any other section. Two of the amins are unfit to be entrusted with any other work and I may even say that they are not up to the mark even in their own legitimate work. Even supposing they are fit for other work, they are rarely available in court, for on account of the vast number of processes, all the amins on several occasions have to be sent on duty at a time. The work in the process section also could not thus be satisfactorily managed for want of adequate number of capable amins and process peons. It is therefore desirable that for the proper conduct of work 2 more amins and 4 process peons should be appointed.

3. I take this opportunity to submit that two clerks from this court may be got transferred and two efficient clerks may be deputed to this court.

(True copy)

LIBRARY ARCHIVES Kerala Legislative Assembly